

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:)	
)	Case No. 03-11489 (KG)
PLASSEIN INTERNATIONAL)	Chapter 7
CORPORATION, et. al.,)	
(n/k/a PL LIQUIDATION CORP.),)	
)	
Debtors.)	Re Dkt No. 1659
)	

**DESIGNATION OF THE RECORD AND STATEMENT OF ISSUES TO BE PRESENTED
PURSUANT TO (I) FEDERAL RULE OF APPELLATE PROCEDURE 6(b)(2)(B) AND (II)
FEDERAL RULE OF BANKRUPTCY PROCEDURE 8006**

Fleet Capital Corporation, Agent (“Agent”), by and through its undersigned counsel, hereby files this Designation of the Record on Appeal and Statement of Issues to be Presented pursuant to (i) Federal Rule of Appellate Procedure 6(b)(2)(B) and (ii) Federal Rule of Bankruptcy Procedure 8006 (the “**Designation**”). This Designation relates to Agent’s Notice of Appeal Pursuant to Federal Rule of Bankruptcy Procedure 8001 and 28 U.S.C. Section 158(a)(1) [Docket No.¹ 1659] dated October 25, 2007.

I. Designation of Items To Be Included In Record On Appeal

Agent hereby designates the following items to be included in the record on appeal:

<u>Exhibit</u>	<u>Description</u>	<u>Docket No.</u>	<u>Date Docketed</u>
1	Motion to Approve Motion by the Chapter 7 Trustee for Approval of Certain Settlement by and Among the Trustee, Fleet Capital Corporation, for Itself and as Agent for a Group of Lenders Consisting of Fleet National Bank, Heller Financial, Inc., Wachovia Bank, N.A. and Citizens Bank of New Hampshire.	1108	2/10/2005

¹ References to the Docket shall be references to the docket of the United States Bankruptcy Court for the District of Delaware, at Case No. 03-11489(KG).

2	Order Granting Motion Authorizing Chapter 7 Trustee to Proceed with Settlement by and Among the Trustee, Fleet Capital Corporation, for Itself and as Agent for Fleet National Bank, Heller Financial, Inc., Wachovia Bank, N.A. and Citizens Bank of New Hampshire.	1132	3/23/2005
3	Motion to Authorize To Make Interim Distribution to Sub-Debt Creditors.	1308	7/18/2005
4	Objection of Fleet Capital Corporation, Agent, to Motion of Chapter 7 Trustee for Authority to Make Interim Distribution to Sub-Debt Creditors.	1317	7/26/2005
5	Motion to Authorize Motion of Chapter 7 Trustee for Authority to Make Interim Distribution to Sub-Debt Creditors and Administrative Creditors.	1557	1/23/2007
6	Objection to Motion of Chapter 7 Trustee to Make an Interim Distribution to Sub-Debt Creditors and Administrative Creditors	1573	7/26/2007
7	Motion to Compel Trustee to Perform Under Settlement Agreement .	1574	2/21/2007
8	Motion for Leave to File Reply to Objection of Fleet Capital Corporation, Agent to Motion of Chapter 7 Trustee to Make An Interim Distribution to Sub-Debt Creditors and Administrative Creditors.	1575	2/22/2007
9	Order Granting Motion to Authorize the Trustee to Make An Interim Distribution to Certain Subordinate Debt Holders.	1585	3/9/2007
10	Order Resolving Motion to Compel In Part and Adjourned In Part To Next Omnibus Hearing Date.	1595	3/14/2007
11	Motion for Summary Judgment Granting Motion to Compel Trustee to Perform Under Settlement Agreement.	1629	7/6/2007
12	Objection to Trustee's Memorandum In Opposition to the Request by Fleet Capital Corporation, Now Bank of America, For Distributions Pursuant to A Certain Settlement Agreement.	1632	7/24/2007
13	Opinion [Re: Docket Nos. 1629, 1574, 1632]	1653	10/17/2007
14	Order Granting In Part and Denying In Part Motion of Fleet Capital Corporation, Agent, to Compel Trustee to Perform Under Settlement Agreement and Motion of Fleet Corporation for Summary Judgment Granting Motion to Compel Trustee to Perform Under Settlement Agreement.	1654	10/17/2007

15	Notice of Appeal Pursuant to Federal Rule of Bankruptcy Procedure 8001 and 28 U.S.C. Section 158(a)(1).	1659	10/25/2007
16	Transcript of Oral Arguments on July 31, 2007 (Transcript ordered on November 1, 2007. Order form is attached.)	TBD	TBD

II. Statement Of Issues To Be Presented On Appeal

1. Whether the Bankruptcy Court erred in its interpretation of Paragraph 4(b) of the Settlement Agreement by interpreting "gross proceeds" to the Estates differently than "gross proceeds" to the Agent and Lenders?
2. Whether the Bankruptcy Court erred in its application of the law by giving greater weight to the circumstances surrounding the entry of the Settlement Agreement than the unambiguous terms of the Settlement Agreement?
3. Whether the Bankruptcy Court erred in its interpretation of the Settlement Agreement by allocating all of the costs of collection of the preferences to the Agent and the Lenders?

Dated: November 2, 2007

EDWARDS, ANGELL, PALMER & DODGE LLP

/s/ Stuart M. Brown
 Stuart M. Brown (#4050)
 919 N. Market Street, 15th Floor
 Wilmington, DE 19801
 (302) 777-7770 - telephone
 (302) 777-7263 - facsimile

Counsel for Appellant
 Fleet Capital Corporation